

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE ARBITRATION OF:</p> <p>DIECA COMMUNICATIONS, INC., d/b/a COVAD COMMUNICATIONS COMPANY,</p> <p style="text-align:center">Petitioning Party,</p> <p style="text-align:center">vs.</p> <p>QWEST CORPORATION,</p> <p style="text-align:center">Responding Party.</p>	<p style="text-align:center">DOCKET NO. ARB-05-1</p>
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ORDER SETTING FILING DATES

(Issued March 14, 2005)

On January 31, 2005, Dieca Communications, Inc., d/b/a Covad Communications Company (Covad), filed a petition with the Utilities Board (Board) requesting the Board arbitrate certain terms and conditions of a proposed interconnection agreement between Covad and Qwest Corporation. The petition was filed pursuant to the provisions of Board rules 199 IAC 38.4(3) and 38.7(3) and § 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, Pub. L. No. 101-104, 110 Stat. 56 (1996) (hereinafter referred to as the "Act"). The petition was identified as Docket No. ARB-05-1.

The Board issued an order directing a telephone conference to be held to determine a schedule, clarify the issues to be resolved, identify additional information

needed to reach a decision on the issues, schedule production of documents and other information, and to consider any other matters that would expedite the arbitration process as required by 199 IAC 38.7(3)"f."

During the telephone conference, the parties agreed that the only remaining issue is a legal issue that does not require presentation of factual evidence and that no hearing is necessary for the Board to decide the issue. The parties also agreed upon a briefing schedule to be used in this docket. The Board will adopt the proposed briefing schedule recommended by the parties.

IT IS THEREFORE ORDERED:

1. Simultaneous initial briefs shall be filed on or before March 23, 2005.
2. Simultaneous reply briefs shall be filed on or before April 15, 2005.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 14th day of March, 2005.